

E-filed 7/13/06

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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

9 SAN JOSE DIVISION
10 UNITED STATES OF AMERICA,) No. CR 06-00095 JF
11 Plaintiff,)
12 v.)
13 FRANCISCO JAVIER ALCAZAR,)
14 Defendant.)
15 _____)

**STIPULATION AND [PROPOSED]
ORDER TO CONTINUE STATUS DATE**

16 Assistant United States Attorney Matthew Harris and defendant, Francisco Alcazar,
17 through his counsel, Assistant Federal Public Defender Angela M. Hansen, agree and stipulate
18 that the status hearing in the above-captioned matter, presently scheduled for Wednesday, July
19 12, 2006, should be continued to August 23, 2006 at 9:00 a.m.

20 Mr. Alcazar's counsel needs additional time to review the discovery, which includes
21 several audio and video recordings, discuss the discovery with her client and to investigate this
22 case. Additionally, defense counsel requested some additional discovery from the government,
23 and government counsel is considering whether or not to produce this discovery to the defense.

24 For these reasons, the parties therefore AGREE AND STIPULATE to continue the status
25 hearing date and further agree that time should be excluded from and including July 12, 2006,
26 through and including August 26, 2006, for continuity of counsel and to provide counsel
reasonable time to prepare, pursuant to the Speedy Trial Act, 18 U.S.C. § 3161(h)(8)(A) and

1 (B)(iv). Accordingly, the United States and the defendant agree that granting the requested
2 exclusion of time will serve the interests of justice and outweigh the interests of the public and
3 defendant in a speedy trial.

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5 Dated: July 10, 2006

/s/

6 ANGELA M. HANSEN
Assistant Federal Public Defender

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8 Dated: July 10, 2006

/s/

9 MATTHEW S. HARRIS
Assistant United States Attorney

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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,) No. CR 06-00095 JF
Plaintiff,)
v.) [PROPOSED] ORDER CONTINUING
FRANCISCO JAVIER ALCAZAR,) STATUS DATE AND EXCLUDING
Defendant.) TIME

Good cause appearing, IT IS HEREBY ORDERED that the period of delay from July 12,
2006, to and including August ~~26~~²³, 2006, be excluded for purposes of Speedy Trial Act
computations pursuant to Title 18, United States Code, Sections 3161(h)(8)(A) and
3161(h)(8)(B)(iv). This exclusion provides defendant continuity of counsel and reasonable time
necessary for defense counsel's effective preparation. As such, the Court finds that the ends of
justice outweigh the interest of the public and the defendant in a speedy trial.

Dated: July 12, 2006


JEREMY FOGEL
United States District Judge

1 Distribute to:

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